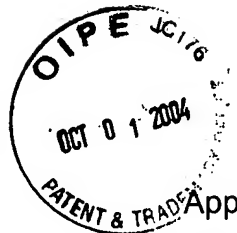


IPW



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Robert A. Kerr II 3599
Appl. No. : 10/636,164
Filing Date : 08/06/2003
Title : SYSTEM AND METHOD FOR COLLECTING AND TRANSMITTING MEDICAL DATA

Group Art Unit : 3629
Examiner : John A. Jeffery

Docket No. : 13357.4002

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

Sir:

In response to the Office Action mailed September 13, 2004, applicant elects Species A, and Subspecies 1.

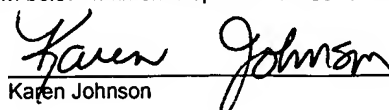
The claims readable thereon are claims 1-10, 18-23, 24-31 and 39-42.

Favorable consideration of this application is requested and is allowance of all claims.

CERTIFICATE OF MAILING
37 CFR §1.8

I hereby certify, pursuant to 37 CFR §1.8, that I have reasonable basis to expect that that this paper or fee (along with any referred to as being attached or enclosed) would be mailed or transmitted on or before the date indicated with the United States Postal Service with sufficient postage as first class mail on the date shown below in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: September 28, 2004


Karen Johnson

Applicant : Robert A. Kerr II
Appl. No. : 10/636,164
Examiner : John A. Jeffery
Docket No. : 13357.4002

The Commissioner is authorized to charge any fee which may be required in connection with this Amendment to deposit account No. 16-2230.

Respectfully submitted,

ORRICK, HERRINGTON & SUTCLIFFE LLP

Dated: September 28, 2004

By: 

Samuel B. Stone
Reg. No. 19,297

Orrick, Herrington & Sutcliffe LLP
4 Park Plaza, Suite 1600
Irvine, CA 92614-2558
Tel. 949-567-6700
Fax: 949-567-6710
Customer Number: 34313